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7 *Attorneys for Lead Plaintiff Kwok Kong
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8 [Additional Counsel on Signature Page]

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10 **UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

11 KWOK KONG, Individually and On Behalf of
12 All Others Similarly Situated,

13 Plaintiff,

14 v.

15 FLUIDIGM CORPORATION, STEPHEN
16 CHRISTOPHER LINTHWAITE, and
17 VIKRAM JOG,

18 Defendants.

Case No. 4:20-cv-06617-PJH

CLASS ACTION

**LEAD PLAINTIFF'S NOTICE OF APPEAL
AND NINTH CIRCUIT RULE 3-2
REPRESENTATION STATEMENT**

1 NOTICE IS HEREBY GIVEN that Lead Plaintiff Kwok Kong, by and through his attorneys,
2 on behalf of himself and all others similarly situated, hereby appeals to the United States Court of
3 Appeals for the Ninth Circuit from the Order Granting Defendants' Motion to Dismiss, entered
4 February 14, 2022 (ECF No. 60) and the Judgment entered on February 14, 2022 (ECF No. 61).

5
6 DATED: March 15, 2022

Respectfully submitted,

7 **BRAGAR EAGEL & SQUIRE, P.C.**

8 */s/ Melissa A. Fortunato*
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18 *Counsel for Lead Plaintiff Kwok Kong
and the Proposed Class*

1 **RULE 3-2 REPRESENTATION STATEMENT**
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3 1. Lead Plaintiff-Appellant Kwok Kong, Individually and on Behalf of All Others
4 Similarly Situated, are represented by the following counsel:

5 **Bragar Eagel & Squire, P.C.**
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21 2. Defendants-Appellees Fluidigm Corporation, Stephen Christopher Linthwaite, and
22 Vikram Jog are represented by the following counsel:

23 **Wilson Sonsini Goodrich & Rosati**
24 Ignacio E. Salceda (Bar No. 164017)
25 Diane M. Walters (Bar No. 148136)
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32 DATED: March 15, 2022

33 Respectfully submitted,

34 **BRAGAR EAGEL & SQUIRE, P.C.**

35 _____
36 /s/ *Melissa A. Fortunato*

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38 Marion C. Passmore (SBN 228474)

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16 *and the Proposed Class*

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